

IDAHO BOARD OF MASSAGE THERAPY
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 5/14/2018

BOARD MEMBERS PRESENT: Linda A Chatburn - Chair
Marcia C Garey
Gail L King
Carla A Steen
Mary Jo White, D.C.

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Deputy Bureau Chief
Julie Eavenson, Admin. Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Candace Villarreal, Board Specialist

OTHERS PRESENT: Camille Percy, Elements Massage
Susan Beck, Idaho State University
Sharon Edge, Public Member

The meeting was called to order at 8:31 AM MDT by Linda A Chatburn.

APPROVAL OF MINUTES

Dr. White made a motion to approve the minutes of 3/5/2018. It was seconded by Ms. King. Motion carried.

LEGISLATIVE REPORT

Senate Bill 1316 was introduced in the Senate February 19, 2018. Some designated Board members met with Senators Burgoyne and Den Hartog on February 26 and the Senators said they would like to see comments or proposed amendments. Suggested amendments/comments were provided to them February 27. Some of the proposed amendments were put into the Bill and it passed the Senate on March 12 and the House on March 21.

House Bill 623 passed the House March 6, 2018 by a vote of 47-23 and was sent to the Senate. Designated members of Boards served by the Bureau were contacted and reviewed the Bill. A letter expressing concerns about House Bill 623 was prepared and signed by 28 of the designated Board members. It was addressed and delivered to Senator Patti Ann Lodge, Chair of the Senate

Judiciary and Rules Committee, March 12, 2018. Copies have been sent to all Board members by email

Ms. Cory said that an interim committee has been established to study occupational licensing. The Occupational Licensing and Certification Law Interim Committee will meet over the summer.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$326,454.19 as of 4/30/2018.

DISCIPLINE

Ms. Uranga presented a Findings of Fact, Conclusions of Law and Final Order regarding case number MAS-2018-17. After discussion, the Board gave recommendations. Ms. King made a motion to approve and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Steen. Motion carried.

Ms. Uranga presented a Stipulation and Consent Order regarding case MAS-2018-18. After discussion, Ms. King made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Steen. Motion carried.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Ms. Peel presented CEU Settlement Orders regarding cases MAS-2018-20 and MAS-2018-21. After discussion, Ms. King made a motion to approve the Bureau's recommendation and authorize closure in cases MAS-2018-20 and MAS-2018-21. It was seconded by Ms. Steen. Motion carried.

EXECUTIVE SESSION

Ms. King made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the executive session was to consider license application materials. It was seconded by Ms. Garey. The vote was: Dr. White, aye; Ms. King, aye; Ms. Steen, aye; Ms. Garey, aye; and Ms. Chatburn, aye. Motion carried.

Ms. King made a motion to come out of executive session. It was seconded by Ms. Garey. The vote was: Dr. White, aye; Ms. King, aye; Ms. Steen, aye; Ms. Garey, aye; and Ms. Chatburn, aye. Motion carried.

OLD BUSINESS

The Board reviewed the To Do List and no action was taken.

EXECUTIVE ORDER

The Board reviewed the draft of the Executive Order response. Ms. King made a motion to approve the draft pending final edits and review by the Chair. Once approved, the final version will be submitted to the Lt. Governor's Office. It was seconded by Dr. White. Motion carried.

FREQUENTLY ASKED QUESTIONS DRAFT

The Board discussed the FAQ draft regarding supervision of clinical work and field work; definitions regarding clinical work vs externships; fieldwork vs internships; and how schools may handle these types of activities. After discussion, Ms. King made a motion to approve the draft and publish it to the website. It was seconded by Ms. Garey. Motion carried.

APPLICATION UPDATES

Dawn presented the updates to the exam application regarding provisional permits. Ms. King made a motion to approve the draft and publish it to the website. It was seconded by Ms. Garey. Motion carried.

FEDERATION OF STATE MASSAGE THERAPY BOARDS EXECUTIVE DIRECTORS SUMMIT

The Board Specialist discussed her attendance at the Federation of State Massage Therapy Boards' Executive Director Summit which was held April 12-13 in Kansas City, Missouri. The Board at the March 5 meeting had asked Ms. Villarreal to request input from the FSMTB regarding possible Family Educational Rights and Privacy Act violations. The concern was verification of student educational background and current attendance at schools. This action item was taken to the Summit and an official reply letter was reviewed. Ms. Beck, the Idaho State University Massage Therapy Program Coordinator, was involved in the outcome of the official response from the FSMTB. The response also covered her meeting with the FSMTB regarding this type of request and possible FERPA violations.

FEDERATION OF STATE MASSAGE THERAPY BOARDS MEMBERSHIP

Discussion was held regarding the FSMTB membership application. Ms. Garey made a motion for the Board to continue the membership with the FSMTB and turn in the paperwork and associated fees. It was seconded by Ms. Steen. Motion carried.

PLAQUES FOR BOARD MEMBERS

Plaques for past Board members Paul Weston and Gayla Nickel were shown to the Board and thank you cards were signed by each Board member to be mailed with the plaques to the recipients.

NEW BUSINESS

NEXT MEETING is scheduled for July 16, 2018 at 8:30 AM MST

ANOTHER MEETING is scheduled for September 17, 2018 at 8:30 AM MST

ANOTHER MEETING is scheduled for November 19, 2018 at 8:30 AM MST

CORRESPONDENCE

MASSAGE LABOR MARKET INFORMATION REPORT

The Board reviewed a report provided by Susan Beck and prepared by Esther Eke, regional economist, regarding occupational data and employment statistics for Idaho. No action was taken

COURSE: TRAINING YOUR BRAIN TO ADOPT HEALTHFUL HABITS

The Board reviewed a course submitted by a licensee to determine if the course is germane to the practice of massage therapy. Ms. King made a motion to draft a letter to the licensee stating the course is not germane to the practice of massage therapy. It was seconded by Ms. Steen. Motion carried.

MASSAGE TRAINING CENTER

A letter from Vicki Mitchell, owner of The Massage Training Center in Nampa, Idaho, was reviewed by the Board regarding the school's impending closure. The Board discussed that in the event the owner of the school is no longer able to provide transcripts to past students. The State Board of Education has a school closure plan and this plan would have information on records maintenance. The Board also discussed that neither the Idaho Board of Massage Therapy nor The Idaho Bureau of Occupational Licenses maintain transcript records for closed schools.

CE COURSE APPROVAL APPLICATIONS

Dr. White made a motion to deny the following Course Approval Application:

15801 THERAPUTIC CUPPING FOR MASSAGE THERAPISTS

It was seconded by Ms. Garey. Motion carried.

Dr. White made a motion to approve the following Course Approval Applications:

15866 ETHICS IN SPORTS MASSAGE
15875 HYBRID HEALTH'S INTRODUCTION TO SPORTS
MASSAGE

It was seconded by Ms. Garey. Motion carried.

EXECUTIVE SESSION

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Ms. Steen made a motion to come out of executive session. It was seconded by Ms. Garey. The vote was: Dr. White, aye; Ms. King, aye; Ms. Garey, aye; Ms. Steen, aye; and Ms. Chatburn, aye. Motion carried.

Dr. White, who attended the meeting via conference call, left the meeting.

APPLICATIONS

Ms. Steen made a motion to approve the following applications for licensure:

Balisalisa, Daryson	MASA-3512
Berezay, Kiley	MASA-3471
Birch, Lyndi	MASA-3494
Boswell, Catherine	MASA-3502
Caravello, Paul	MASA-3455
Carter, Galene	MASA-3480
Chen, Qi	MASA-3462
Clayton, Michelle	MASA-3491
Dodd, Deborah	MASA-3469
Friesen, Shayne	MASA-3472
Gallegos, Emilio	MASA-3469
Gillis, Tysandra	MASA-3391
Griggs, Kalina	MASA-3474

Guess, Heather	MASA-3476
Hagen, Eula	MASA-3488
Harthill, Shayla	MASA-3487
Huang, Bohao	MASA-3501
James, Guylia	MASA-3473
Johnson, Lisa	MASA-3477
Johnson, Myriah	MASA-3475
Kerby, Marietta	MASA-3456
Lassiter, Althea	MASA-3485
Madsen, Charlena	MASA-3461
McFarland, Katie	MASA-3479
Miller, Mariia	MASA-3509
Moranetz, Sarah	MASA-3500
Morgridge, Carrie	MASA-3493
Nicholson, Nichole	MASA-3511
Pappas, Cecilia	MASA-3486
Popp, Ariel	MASA-3489
Rivera, Amanda	MASA-3463
Staker, Alyssa	MASA-3478
Tassler, Cianne	MASA-3482
Thornton, April	MASA-3483
Trojacek, Caitlyn	MASA-3495
White, Monica	MASA-3497
Wise, Michelle	MASA-3484
Yu, Hongyan	MASA-3499

It was seconded by Ms. Garey. Motion carried.

Ms. Garey made a motion to approve the following applications for licensure:

Taylor, Cheyenne	MASA-3464
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It was seconded by Ms. Steen. Ms. King recused herself from voting and discussion. Motion carried.

Ms. Garey made a motion to approve the following applications for licensure pending receipt of additional information:

901-157-627
901-158-784

It was seconded by Ms. Steen. Ms. King recused herself from voting and discussion. Motion carried.

Ms. King made a motion to approve pending the following applications for licensure pending receipt of additional information:

901-158-695
901-158-187
901-158-587
901-158-838
901-157-779
901-157-433
901-158-783
901-151-958
901-157-765
901-157-619
901-135-789
901-158-479
901-157-493
901-157-432
901-158-908

It was seconded by Ms. Garey. Motion carried.

Ms. King made a motion to approve pending the following applications for licensure pending receipt of additional information and Board Chair review:

901-155-619
901-158-546

It was seconded by Ms. Garey. Motion carried.

Ms. King made a motion table the following applications for licensure pending receipt of additional information:

901-156-228
901-158-782
901-158-881

It was seconded by Ms. Steen. Motion carried.

Ms. King made a motion to recommend a warning letter sent directly from Investigations to the following licensee.

901-155-521

It was seconded by Ms. Gary. Motion carried.

ADJOURNMENT

Ms. Garey made a motion to adjourn the meeting at 4:12 PM MDT. It was seconded by Ms. Steen. Motion carried.

Linda A Chatburn, Chair

Marcia C Garey

Gail L King

Carla A Steen

Mary Jo White, D.C.

Tana Cory, Bureau Chief